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12 Attorneys for Plaintiffs
 13 BROADCAST MUSIC, INC., *et al.*

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BROADCAST MUSIC, INC.; DON
 KIRSCHNER ENTERTAINMENT
 COMPANY AND CRUVEN, INC., A JOINT
 VENTURE d/b/a KIRSCHNER CBS MUSIC
 PUBLISHING; ABKCO MUSIC, INC.; PAUL
 SIMON MUSIC; RONDOR MUSIC
 INTERNATIONAL, INC. d/b/a IRVING
 MUSIC; STONE DIAMOND MUSIC CORP.;
 WACISSA RIVER MUSIC, INC.;
 UNIVERSAL-SONGS OF POLYGRAM
 INTERNATIONAL, INC.; TOKECO TUNES,

Plaintiffs,

v.

PATRICIA R. MALONE, individually and
 d/b/a MALONE'S GRANDE GRILLE,

Defendants.

Case No. CV 12-04911-MEJ

NOTICE OF DISMISSAL

Trial Date: None Set

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, and the Settlement Agreement between the parties, Plaintiffs Broadcast Music, Inc. *et al.* hereby voluntarily dismiss this action, with prejudice, including all claims. The parties have executed a Settlement Agreement and a Stipulated Final Judgment Upon Consent. Plaintiffs request that the Court retain

1 limited jurisdiction through January 31, 2014 for the purpose of entering the Stipulated Final
2 Judgment Upon Consent in the event of Defendants' default under the terms of the Settlement
3 Agreement.

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5 DATED: December 11, 2012 COBLENTZ, PATCH, DUFFY & BASS LLP

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7 By: /s/ Karen S. Frank

8 Karen S. Frank
9 Attorneys for Plaintiffs
10 BROADCAST MUSIC, INC., *et al.*

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12 Dated: 12/13/2012



1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO**

3 At the time of service, I was over 18 years of age and **not a party to this action**. I am
4 employed in the County of San Francisco, State of California. My business address is One Ferry
Building, Suite 200, San Francisco, CA 94111-4213.

5 On December 11, 2012, I served true copies of the following document(s) described as

6 **NOTICE OF DISMISSAL**

7 on the interested parties in this action as follows:

8 **Phil Passafuime**
9 **Dawson, Passafuime, Bowden & Martinez**
10 **4665 Scotts Valley Drive**
11 **Scotts Valley, CA 95066**

12 **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons
13 at the addresses listed in the Service List and placed the envelope for collection and mailing,
14 following our ordinary business practices. I am readily familiar with Coblenz, Patch, Duffy &
15 Bass LLP's practice for collecting and processing correspondence for mailing. On the same day
16 that the correspondence is placed for collection and mailing, it is deposited in the ordinary course
17 of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

18 I declare under penalty of perjury under the laws of the United States of America that the
19 foregoing is true and correct and that I am employed in the office of a member of the bar of this
20 Court at whose direction the service was made.

21 Executed on December 11, 2012, at San Francisco, California.

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Mark W. Allen